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DOCKET NO.: 216583US0XCONT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

Tamotsu KONDOW, et al.

SERIAL NO.: 09/996,591

FILED: NOVEMBER 30, 2001

FOR: METHODS FOR DETERMINING NUCLEOTIDE SEQUENCES OF SINGLE
NUCLEIC ACID MOLECULES

:

: GROUP ART UNIT: 1634

:

: EXAMINER: LU

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9/16/02

PRELIMINARY AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

In response to the Official Action dated August 7, 2002, Applicants elect, with
traverse, Group I, Claims 1-11, for further prosecution. In addition, please amend the above
identified application as follows:

IN THE CLAIMS

~~Cancel~~ Claims 12-22.

Please amend the claims as shown in the marked-up copy to read as follows:

1. (Amended) A method for determining a nucleotide sequence of a nucleic acid by
single dye molecule detection, which comprises:

- (a) immobilizing a nucleic acid molecule, or a primer which has a sequence
complementary to a part of the sequence of the nucleic acid molecule, onto the
surface of a solid;

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1634



Docket No. 216583US0X CONT

IN RE APPLICATION OF: Tamotsu KONDOW, et al

SERIAL NO: 09/996,591

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FOR: METHODS FOR DETERMINING NUCLEOTIDE SEQUENCES OF SINGLE NUCLEIC ACID MOLECULES

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Transmitted herewith is an Preliminary Amendment and Response to Restriction Requirement w/attached marked-up copy in the above-identified application.

- ☒ No additional fee is required
- ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.
- ☐ Additional documents filed herewith:

The Fee has been calculated as shown below:

| CLAIMS | CLAIMS REMAINING | | HIGHEST NUMBER PREVIOUSLY PAID | NO. EXTRA CLAIMS | RATE | CALCULATIONS |
|-------------|---------------------|--|---|------------------------|-----------|--------------|
| TOTAL | 14 | MINUS | 25 | 0 | x \$18 = | \$0.00 |
| INDEPENDENT | 2 | MINUS | 3 | 0 | x \$84 = | \$0.00 |
| | | <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS | | | + \$280 = | \$0.00 |
| | | TOTAL OF ABOVE CALCULATIONS | | | | \$0.00 |
| | | <input type="checkbox"/> Reduction by 50% for filing by Small Entity | | | | \$0.00 |
| | | <input type="checkbox"/> Recordation of Assignment | | | + \$40 = | \$0.00 |
| | | TOTAL | | | | \$0.00 |

- ☐ A check in the amount of **\$0.00** is attached.
- ☒ Please charge any additional Fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- ☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

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